

State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
518-471-4777

SESSION CALENDAR FOR THURSDAY, JUNE 1, 2023

1:00 P.M. SESSION

E L Y A F M S

BENCH POSITION: FISHER, J., LYNCH, J., EGAN JR., J.P., AARONS, J., MCSHAN, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(1)	110611	<b>PEOPLE v ANDRELL LEPPANEN</b> <b>Appellant - Timothy S. Brennan, Esq. [Assigned]</b> (Andrell Leppanen) <b>Respondent - Peter H. Willis, Esq.</b> Schenectady County District Attorney's Office (The People of the State of New York)	10 10
(2)	535338	<b>SOVOCOOL v CORTLAND REGIONAL MED. CTR.</b> <b>Appellant - Charles L. Falgiatano, Esq.</b> DeFrancisco & Falgiatano, LLP (Alyssa Sovocool, et al.) <b>Respondent - Justin L. Salkin, Esq.</b> Levene Gouldin & Thompson, LLP (Cortland Regional Medical Center, et al.) <b>Respondent - John M. Coniglio, Esq.</b> Brown, Gruttadaro & Prato, PLLC (Estate of Hasan Zakariyya)	10 5 5
(3)	529666 531998	<b>MATTER OF ROSALYNNE AA. (BRIDGET AA.-THOMAS BB.)</b>	SUB

State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
518-471-4777

SESSION CALENDAR FOR THURSDAY, JUNE 1, 2023

1:00 P.M. SESSION

E L Y A F M S

BENCH POSITION: FISHER, J., LYNCH, J., EGAN JR., J.P., AARONS, J., MCSHAN, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(4)	535178	<b>McCARTHY v KERRIGAN</b> <b>Appellant-Respondent - John T. Ryan, Esq.</b> Campbell & Associates (Jessica McCarthy) <b>Respondent-Appellant - Timothy S. Brennan, Esq.</b> Phelan, Phelan & Danek, LLP (Brian R. Kerrigan) <b>Respondent - Robert A. Rausch, Esq.</b> Maynard O'Connor Smith & Catalinotto LLP (Jane Close) <b>Respondent - MacKenzie E. Kesterke, Esq.</b> Monaco Cooper Lamme & Carr, PLLC (Canton Potsdam Hospital, et al.) <b>Respondent - Robert E. Fein, Esq.</b> Gordon Rees Scully Mansukhani, LLP (Nathan Witkop)	10 10 10 10 10
(5)	536119	<b>MASTBETH v SHIEL</b> <b>Appellant - Michael Confusione, Esq.</b> Hegge & Confusione, LLC (Vilona T. Mastbeth) <b>Respondent - Jonathan E. Hansen, Esq.</b> Monaco Cooper Lamme & Carr, PLLC (Derrick E. Shiel)	10 10
(6)	CV-22-2237	<b>MATTER OF LAWYERS FOR CHILDREN v NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES</b> <b>Appellant - William C. Silverman, Esq.</b> Proskauer Rose LLP (Lawyers for Children, et al.) <b>Respondent - Kathleen M. Treasure, Esq.</b> Office of the New York State Attorney General (New York State Office of Children and Family Services, et al.)	10 10

State of New York  
Supreme Court, Appellate Division  
Third Judicial Department  
518-471-4777

SESSION CALENDAR FOR THURSDAY, JUNE 1, 2023

1:00 P.M. SESSION

E L Y A F M S

BENCH POSITION: FISHER, J., LYNCH, J., EGAN JR., J.P., AARONS, J., MCSHAN, J.

Please notify the Clerk's Office at least 24 Hours PRIOR to argument of any changes to this calendar, including submissions and attorney changes.

When a cause is argued or submitted to the court with four justices present, it shall, whenever necessary, be deemed submitted also to any other duly qualified justice of the court, unless objection is noted at the time of argument or submission (Practice Rules of the Appellate Division, Rule 1250.1 [b]).

Calendar No.	Case No.	Title	Time Allocated
(7)	535544	<b>MATTER OF BROOKS v NEW YORK STATE DEPT. OF CORRECTIONS AND COMMUNITY SUPERVISION</b> <i>Petitioner</i> - Kevin A. Luibrand, Esq. Luibrand Law Firm, PLLC (Jeremiah Brooks)	10
		<i>Respondent</i> - Laura Etlinger, Esq. Office of the New York State Attorney General (New York State Department of Corrections and Community Supervision)	10
(8)	535336	<b>THE BANK OF NEW YORK MELLON v VAIANA</b> <i>Appellant</i> - Marc E. Garcia, Esq. Knuckles Komosinski and Manfro LLP (The Bank of New York Mellon)	10
(9)	110858	<b>PEOPLE v JASON BERMUDEZ</b> <i>Appellant</i> - Cliff Gordon, Esq. [Assigned] (Jason Bermudez)	10
		<i>Respondent</i> - Danielle K. Blackaby, Esq. Sullivan County District Attorney's Office (The People of the State of New York)	10
(10)	535066	<b>MATTER OF JOHN V. SLEZAK</b>	SUB
(11)	535174	<b>MATTER OF NINA TT. (JIMMY P.)</b>	SUB
(12)	CV-22-2078	<b>MATTER OF BUTLER v MILLER</b>	SUB
(13)	535098	<b>MATTER OF ATTREED v FIVE STAR ELECTRIC CORP.</b>	SUB
(14)	535539	<b>MATTER OF SAKANOVIC v UTICA MUTUAL INS. CO.</b>	SUB
(15)	113600	<b>PEOPLE v TYLER L. WHITE</b>	SUB